

**FORTY-FOURTH LEGISLATIVE DAY  
TUESDAY, FEBRUARY 18, 2003**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 69 members present.  
Absent and excused -- Tilman. Total -- 1.  
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Courtney Sorensen, Page.

**Approval of Journal**

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-third Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the  
Governor and the Senate**

February 17, 2003

Mr. Speaker:

I return herewith enrolled **HCR 9**, **H 50**, and **H 85** which have been signed by the President.

WOOD, Secretary

Enrolled **H 50** and **H 85** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 9** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

February 17, 2003

Mr. Speaker:

I transmit herewith **S 1071**, **S 1052**, **S 1054**, and **S 1055** which have passed the Senate.

WOOD, Secretary

**S 1071**, **S 1052**, **S 1054**, and **S 1055** were filed for first reading.

February 17, 2003

Mr. Speaker:

I return herewith **H 130** which has passed the Senate.

WOOD, Secretary

**H 130** was referred to the Judiciary, Rules, and Administration Committee for enrolling.

**Report of Standing Committees**

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HJM 4**, **H 269**, **H 270**, **H 271**, **H 272**, **H 273**, **H 274**, **H 275**, and **HJR 3**.

FIELD(18), Chairman

**HJM 4**, **H 269**, and **HJR 3** were referred to the Judiciary, Rules, and Administration Committee.

**H 270**, **H 271**, and **H 272** were referred to the Education Committee.

**H 273** was referred to the Resources and Conservation Committee.

**H 274** was referred to the Local Government Committee.

**H 275** was referred to the Transportation and Defense Committee.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 84** to the Governor at 10:55 a.m., as of this date, February 17, 2003.

FIELD(18), Chairman

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **HCR 23** and **H 225** and recommend that they do pass.

CROW, Chairman

**HCR 23** and **H 225** were filed for second reading.

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 174**, **H 124**, and **H 208** and recommend that they do pass.

STEVENSON, Chairman

**H 174**, **H 124**, and **H 208** were filed for second reading.

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 125** and report it back with amendments attached to be placed on General Orders for consideration.

STEVENSON, Chairman

**H 125** was placed on General Orders for consideration.

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 123**, **H 216**, and **H 247** and recommend that they do pass.

FIELD(18), Chairman

**H 123**, **H 216**, and **H 247** were filed for second reading.

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 169** and report it back with amendments attached to be placed on General Orders for consideration.

FIELD(18), Chairman

**H 169** was placed on General Orders for consideration.

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 160**, **H 167**, and **H 213** and recommend they be referred to the Health and Welfare Committee.

FIELD(18), Chairman

**H 160**, **H 167**, and **H 213** were referred to the Health and Welfare Committee.

February 17, 2003

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 32**, **H 143**, and **H 177** and recommend that they do pass.

BLACK, Chairman

**H 32**, **H 143**, and **H 177** were filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 223** and recommend that it do pass.

DEAL, Chairman

**H 223** was filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 243** and recommend it be referred to the Business Committee.

DEAL, Chairman

**H 243** was referred to the Business Committee.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 184** and **H 185** and recommend that they do pass.

TILMAN, Chairman

**H 184** and **H 185** were filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

### **Introduction, First Reading, and Reference of Bills and Joint Resolutions**

#### **HOUSE BILL NO. 276 BY STATE AFFAIRS COMMITTEE AN ACT**

RELATING TO THE URBAN RENEWAL LAW; AMENDING SECTION 50-2018, IDAHO CODE, TO REVISE THE DEFINITION FOR "AREA OF OPERATION," TO MAKE A SPELLING CORRECTION, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS.

#### **HOUSE BILL NO. 277 BY STATE AFFAIRS COMMITTEE AN ACT**

RELATING TO ENFORCING THE FISH AND GAME LAWS; AMENDING SECTION 67-2902, IDAHO CODE, TO PROVIDE THAT THE IDAHO STATE POLICE SHALL ENFORCE FISH AND GAME LAWS, TO PROVIDE FOR BILLING FOR THOSE SERVICES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-106, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE DEPARTMENT OF FISH AND GAME SHALL COOPERATE WITH THE IDAHO STATE POLICE FOR ENFORCEMENT OF FISH AND GAME LAWS; AMENDING SECTION 36-107, IDAHO CODE, TO PROVIDE THAT IT IS A LAWFUL EXPENDITURE FROM THE FISH AND GAME ACCOUNT FOR THE PAYMENT OF IDAHO STATE POLICE ENFORCING THE FISH AND GAME LAWS OF THE STATE; AMENDING SECTION 36-1201, IDAHO CODE, TO REQUIRE A HUNTING, FISHING OR TRAPPING LICENSE TO BE PRODUCED WHEN REQUESTED BY AN IDAHO STATE POLICE OFFICER; AMENDING SECTION 36-1101, IDAHO CODE, TO REQUIRE THE PRODUCTION OF THE PERMIT OR OTHER IDENTIFICATION WHEN REQUESTED BY AN IDAHO STATE POLICE OFFICER AND TO PROVIDE IDAHO STATE POLICE PRESENCE FOR CERTAIN ATTEMPTS; AMENDING SECTION 36-1301, IDAHO CODE, TO PROVIDE FOR APPOINTMENT OF ENFORCEMENT PERSONNEL BY THE DIRECTOR OF THE IDAHO STATE POLICE AND TO PROVIDE WHO MAY WEAR AN OFFICIAL BADGE; AMENDING SECTION 59-1303, IDAHO CODE, TO PROVIDE THAT EMPLOYEES OF THE IDAHO STATE POLICE SERVING IN A POSITION

ENFORCING THE FISH AND GAME LAWS ARE DEFINED AS PEACE OFFICERS; AMENDING SECTION 19-5116, IDAHO CODE, TO PROVIDE FOR TRAINING OFFICERS OF THE IDAHO STATE POLICE ENFORCING FISH AND GAME LAWS; AMENDING SECTION 38-133, IDAHO CODE, TO ALLOW IDAHO STATE POLICE OFFICERS ENFORCING FISH AND GAME LAWS TO ENFORCE CERTAIN FORESTRY LAWS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-2206, IDAHO CODE, TO DELETE REFERENCE TO CONSERVATION OFFICERS OF THE DEPARTMENT OF FISH AND GAME; PROVIDING AN EFFECTIVE DATE AND PROVIDING FOR THE TRANSFER OF EMPLOYEES FROM THE DEPARTMENT OF FISH AND GAME TO THE IDAHO STATE POLICE AND TO PROVIDE THE EFFECT ON COMMISSIONS ISSUED BY THE DIRECTOR OF THE DEPARTMENT OF FISH AND GAME.

**HOUSE BILL NO. 278**  
**BY STATE AFFAIRS COMMITTEE**  
AN ACT

RELATING TO FELONY PENALTIES FOR VIOLATION OF THE FISH AND GAME LAWS; AMENDING SECTION 36-1401, IDAHO CODE, TO EXCLUDE THE TAKING OF MOOSE FROM CERTAIN FELONY PENALTIES.

**H 276**, **H 277**, and **H 278** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**S 1071**, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

**S 1052**, **S 1054**, and **S 1055**, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

There being no objection, the House advanced to the Tenth Order of Business.

**Second Reading of Bills and Joint Resolutions**

**H 19**, **H 20**, and **H 21**, by Mr. Speaker, requested by Bureau of Occupational Licenses, were read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

Mr. Denney asked unanimous consent that all bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

**Adjournment**

Mr. Denney moved that the House adjourn until 10:45 a.m.,

Wednesday, February 19, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:12 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk